IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated : Nainital the April 22nd, 2006

Criminal Misc. Bail Application No.275 of 2006

Order on the bail application of accused

CRIMINAL SIDE

Anil Kumar S/o Karta Ram
R/o village Sidhru
P.S. Laksar
District Haridwar …Applicant

Versus

State of Uttaranchal … Opposite Party

Arising out of FIR No. 136/1999 & case crime No.173/1999
S.T. No.410/2000
Under Sections 302, 307, 504 IPC
P.S. Laksar
District Haridwar

Hon'ble J.C.S. Rawat, J.

Heard Sri S. K. Agarwal learned counsel for the applicant, Sri Manish Arora learned counsel for the complainant and learned A.G.A. for the State.

Perused the record. The applicant-accused was examined under section 319 Cr.P.C. and the bailable warrant was issued against him. In pursuance of the said order, he furnished the bail bond before the police. Thereafter, he did not appear before the court below in the year 2006. Two-three dates were fixed before the court below and the applicant filed the medical certificate and prescriptions of his illness. Perusal of the record reveals that the applicant was suffering from loose-motion and vomiting. The applicant is also suffering from the hepatitis-A. There is no rebuttal in the counter affidavit that he was not ill. Considering the facts and circumstances of the case, it is a fit case for bail.

Let the applicant-accused be released on bail on executing a personal bond and two sureties each in the like amount to the satisfaction of the Magistrate concerned.

Dated 22.04.2006 **(J.C.S. Rawat, J.)**

LSR